

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	:	
Chiu, et al.	:	
Serial No. 07/525,943	:	Group Art Unit: 132
Filed: May 17, 1990	:	Examiner: Joseph Gollan
For: BULKING AGENTS AND PROCESSES FOR	:	
PREPARING THEM FROM FOOD GUMS	:	

RESPONSE UNDER 37 C.F.R. SECTION 1.111 AND SECTION 1.115

Commissioner of Patents and Trademarks
Washington, D. C. 20231

SIR:

This reply is submitted in response to a second Office Action mailed on September 4, 1991, and in response to a Decision on Petition, Paper No. 12, that was mailed on September 30, 1991.

The Decision on Petition indicated that the Petition to Add an Inventor had been granted and that Applicants would be required to file an additional Petition under 37 C.F.R. Section 1.48(b) to remove the newly added inventor Jeffcoat in view of the cancellation of Claims 12-18, all claims that described Jeffcoat's invention. Applicants' Section 1.48(b) Petition is submitted herewith.

The Examiner rejected Claims 1-8, 11 and 21-28, all pending claims, under 35 U.S.C. Section 102(e), or in the alternative, under 35 U.S.C. Section 103 over U.S. Patent No. 4,971,814, issued November 20, 1990, to Tomita, et al. ("Tomita").

The Examiner rejected Claims 1-8, 11, 21 and 22 under 35 U.S.C. Section 102(a) over International Patent Cooperation Treaty Application No. WO 90/02807 (PCT/EP89/01027) published March 22, 1990 by Schnepf, et al. ("Schnepf").

The Examiner rejected Claims 1-8, 11 and 21-28 under 35 U.S.C. Section 1.02(a), or in the alternative, under 35 U.S.C. Section 103 over International Patent Cooperation Treaty Application No. WO 89/02900, published April 6, 1989, by Keramaris, et al. ("Keramaris").

In addition, the Examiner rejected all claims pending in the case under 35 U.S.C. Section 103 over U.S. Patent No. 3,901,874, issued August 26, 1975, to Hill ("Hill"), in view of the admitted state of the art. In the Section 103 rejection over Hill, the Examiner further cites to European Patent Application No. 0,301,440 of Barnett, et al., published February 1, 1989 ("Barnett") and U.S. Patent No. 4,668,519, issued May 26, 1987, to Dartey, et al. ("Dartey").

Applicants respectfully traverse each of the Examiner's rejections.